

# McDermott Will & Emery

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## FACSIMILE

**Date:** 24 July 2006

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<b>From:</b>	Simona Levi Minzi	<b>Direct Phone:</b>	617.535.4049
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**U.S. practice conducted through McDermott Will & Emery**

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PAGE 1/5 \* RCVD AT 7/24/2006 4:37:17 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-5/11 \* DNIS:2738300 \* CSID:617 535 3869 \* DURATION (mm-ss):01-46

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Docket No.: 072287-0015

JUL 24 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCESIn re Application of: E. BORNSTEIN  
Application No.: 10/821,442  
Filed: April 9, 2004: Customer Number: 23630  
: Confirmation Number: 1341  
: Art Unit: 3732  
: Examiner: LEWIS, Ralph A.Title: INSTRUMENT FOR DELIVERY OF OPTICAL ENERGY TO THE DENTAL ROOT  
CANAL SYSTEM FOR HIDDEN BACTERIAL AND LIVE BIOFILM THERMOLYSISCERTIFICATE OF MAILING OR TRANSMISSIONI hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to:  
Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted (571-273-8300) to the USPTO, on the date  
indicated below.

Date: July 24, 2006

NOTICE OF APPEAL FROM THE EXAMINER  
TO THE BOARD OF APPEALS AND INTERFERENCESCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

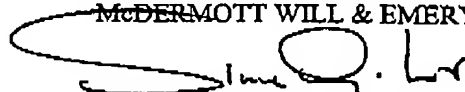
Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of  
the Examiner finally rejecting claims 1-22.The fee for this Notice of Appeal is:  
Applicant claims small entity status.\$250.00

- ☐ Not required (fee paid in prior appeal in this application).  
☐ Check Enclosed.  
☒ The Director is hereby authorized to charge any fees which may be required, or  
credit any overpayment to Deposit Account No. 50-1133. I have enclosed a  
duplicate copy of this sheet.  
☒ A petition for an extension of time is enclosed.  
☒ A Request for Continued Examination is enclosed.

Respectfully submitted,

MCDERMOTT WILL &amp; EMERY LLP



Simona Levi-Minzi, Reg. No.: 43,750

Please recognize our Customer No. 23630 as  
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